

O I P E
FEB 13 2004
PATENT & TRADEMARK OFFICE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS : Wagle et al.

SERIAL NUMBER : 10/038,113

EXAMINER : Cybille Delacroix-Muirheid

FILING DATE : December 31, 2001

ART UNIT : 1614

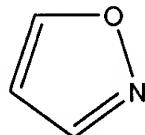
FOR : METHOD FOR TREATING GLAUCOMA IV B

FEB 25 2004

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO ELECTION OF SPECIES REQUIREMENT

In response to the Species Election Requirement (Paper No. 9) mailed on December 1, 2003, Applicants elect the following species: the compound of Formula I wherein Het is a five membered ring containing one nitrogen and one oxygen with the remaining ring atoms being carbon and Y is hydrogen. The Examiner has also requested that Applicants elect a specific compound, Applicants elect isoxazole.



Applicants respectfully traverse the requirement and note that the election of species is made for the purpose of examination of the claims only and that applicants maintain the right to have the full scope of the claims, as written, examined on the merits.

A petition for a two-month extension of time and the appropriate fee accompany this response. With the extension, this response is due on or before March 1, 2004. Please charge any additional fees that may be due to Deposit Account No. 50-0311; Attorney Reference No. 26448-509.

Respectfully submitted,

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Dated: February 13, 2004